

The Honorable Salvador Mendoza Jr.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON AT SPOKANE

BARBARA DAVIS, as Personal
Representative of the Estate of G.B.,
deceased,

Plaintiff,

v.

WASHINGTON STATE DEPARTMENT
OF SOCIAL AND HEALTH SERVICES; *et*
al.

Defendants.

No: 2:17-cv-00062-SMJ
No.: 2:18-cv-0194-SMJ
(Consolidated for Trial)

STATUS REPORT REGARDING
SETTLEMENT AND CLOSURE
OF CASE

COMES NOW Plaintiff, through counsel, and submit the following status
report.

Approximately 4 weeks ago Plaintiff's counsel has provided G.B.'s probate
counsel all information necessary to seek the court's approval of the settlement and
distribution of funds. The Settlement Guardian Ad Litem (SGAL) has prepared a
draft report to submit to the probate court. The probate attorney has arranged for a

1 special needs trust for one of the minor heirs and an annuity for the second minor
2 heir. The only reason that the SGAL has not submitted his report to the probate
3 court for its approval of the settlements and structure of the disbursement of the
4 funds is that the probate attorney had not provided an estimate of his remaining
5 fees to finalize probate of G.B.'s estate.
6

7 On June 14, 2021, the probate attorney informed Plaintiff's counsel and the
8 SGAL that he had just completed a trial and would have his estimated fees to the
9 SGAL so that the SGAL could file his report. Plaintiffs' counsel has followed-up
10 twice this week with the probate attorney to ensure that the SGAL gets his
11 estimated costs in a timely fashion. At this point Plaintiff's counsel has provided
12 all information needed to obtain the probate court's approval of the special needs
13 trust, the annuity, and the distribution to G.B.'s adult heir. Plaintiff's counsel
14 believes that the probate court will approve the distribution of the net assets within
15 three to four weeks of this status update. Plaintiff's counsel has provided
16 everything that is need to close this matter and finalize probate of G.B.'s estate.
17

18 Submitted this 24th day of June 2021.
19

20 MDK Law

21 /s/ James P. Ware

22 MARK D. KIMBALL, WSBA # 13146
23 JAMES P. WARE, WSBA # 36799

24 Attorneys for Plaintiff
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